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EXHIBIT 4

Joseph R. Saveri (State Bar No. 130064) Matthew Butterick (State Bar No. 250953) 1 Cadio Zirpoli (State Bar No. 179108) 1920 Hillhurst Avenue, 406 2 Christopher K.L. Young (State Bar No. 318371) Los Angeles, CA 90027 Telephone: (323) 968-2632 Holden Benon (State Bar No. 325847) Facsimile: (415) 395-9940 Aaron Cera (State Bar No. 351163) 3 Margaux Poueymirou (State Bar No. 356000) Email: mb@buttericklaw.com JOSEPH SAVERI LAW FIRM, LLP 4 601 California Street, Suite 1505 Bryan L. Clobes (pro hac vice) Alexander J. Sweatman (pro hac vice anticipated) **CAFFERTY CLOBES MERIWETHER** San Francisco, California 94108 5 Telephone: (415) 500-6800 Facsimile: (415) 395-9940 6 & SPRENGEL LLP 135 South LaSalle Street, Suite 3210 Email: jsaveri@saverilawfirm.com 7 czirpoli@saverilawfirm.com Chicago, IL 60603 cyoung@saverilawfirm.com Telephone: (312) 782-4880 hbenon@saverilawfirm.com Email: bclobes@caffertyclobes.com 8 acera@saverilawfirm.com asweatman@caffertyclobes.com 9 mpoueymirou@saverilawfirm.com Counsel for Individual and Representative 10 Plaintiffs and the Proposed Class 11 [Additional counsel on signature page] 12 13 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 14 SAN FRANCISCO DIVISION 15 16 Richard Kadrey, et al., Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 17 Individual and Representative Plaintiffs, PLAINTIFF RICHARD KADREY'S AMENDED RESPONSES TO 18 v. DEFENDANT META PLATFORMS, 19 INC.'S SECOND SET OF REQUESTS FOR Meta Platforms, Inc., ADMISSION 20 Defendant. 21 22 23 24 25 26 27

PLAINTIFF RICHARD KADREY'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

Lead Case No. 3:23-cv-03417-VC

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for

discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it

includes any person asked, hired, retained, or contracted to assist Plaintiff. As narrowed by the parties,

Plaintiff will construe "You" and "Your" to include Plaintiff individually, and his agents. Plaintiff

further objects to the phrase "for a fee" as vague and ambiguous. Subject to and without waiving the

works for the purpose of training an artificial intelligence large language model.

REQUEST FOR ADMISSION NO. 33:

AMENDED RESPONSE TO REQUEST NO. 33:

foregoing objections, Plaintiff responds, admit.

Lead Case No. 3:23-cv-03417-VC

1	Dated: August 28, 2024	By: /s/ Joseph R. Saveri
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		Joseph R. Saveri (State Bar No. 130064)
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	Lead Case No. 3:23-cv-03417-VC	8

PLAINTIFF RICHARD KADREY'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

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10	Counsel for Individual and Representative Plaintiffs and the Proposed Class	
11	[Additional counsel on signature page]	
12	[Fidultional country on organical of page]	
13	UNITED STATES I	DISTRICT COURT
14		CT OF CALIFORNIA CO DIVISION
14 15	NORTHERN DISTRIC SAN FRANCIS	
15	SAN FRANCIS	CO DIVISION Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663
15 16	SAN FRANCIS Richard Kadrey, et al.,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF SARAH SILVERMAN'S AMENDED RESPONSES TO
15 16 17 18 19	SAN FRANCIS Richard Kadrey, et al., Individual and Representative Plaintiffs,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF SARAH SILVERMAN'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR
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PLAINTIFF SARAH SILVERMAN'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

Lead Case No. 3:23-cv-03417-VC

Lead Case No. 3:23-cv-03417-VC

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

AMENDED RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. As narrowed by the parties, Plaintiff will construe "You" and "Your" to include Plaintiff individually, and her agents. Plaintiff further objects to the phrase "for a fee" as vague and ambiguous. Subject to and without waiving the foregoing objections, Plaintiff responds, admit.

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	Lead Case No. 3:23-cv-03417-VC	8

PLAINTIFF SARAH SILVERMAN'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

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12	[Additional counsel on signature page]	
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14	UNITED STATES D NORTHERN DISTRIC	CT OF CALIFORNIA
15	SAN FRANCISO	CO DIVISION
16	D' 1 117 1 1	Lead Case No. 3:23-cv-03417-VC
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18	-	Case No. 4:23-cv-06663 PLAINTIFF JUNOT DIAZ'S AMENDED RESPONSES TO DEFENDANT META
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PLAINTIFF JUNOT DIAZ'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

Lead Case No. 3:23-cv-03417-VC

REQUEST FOR ADMISSION NO. 33:

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

AMENDED RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. As narrowed by the parties, Plaintiff will construe "You" and "Your" to include Plaintiff individually, and his agents. Plaintiff further objects that this Request poses an incomplete hypothetical, preventing Plaintiff from providing a single definitive answer. Subject to and without waiving the foregoing objections, Plaintiff admits only that he may be willing to consider permitting a third party to use his asserted works for the purpose of training an artificial intelligence large language model, under certain circumstances not present in this case. Plaintiff otherwise denies Request No. 33.

1	Dated: September 6, 2024	By: /s/ Bryan L. Clobes
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	Lead Case No. 3:23-cv-03417-VC	8
	PLAINTIFF JUNOT DIAZ'S AMENDED R	ESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET
	O	F REQUESTS FOR ADMISSION

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PLAINTIFF ANDREW SEAN GREER'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

Lead Case No. 3:23-cv-03417-VC

PLAINTIFF ANDREW SEAN GREER'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

REQUEST FOR ADMISSION NO. 33:

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PLAINTIFF DAVID HENRY HWANG'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

REQUEST FOR ADMISSION NO. 33:

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

AMENDED RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. As narrowed by the parties, Plaintiff will construe "You" and "Your" to include Plaintiff individually, and his agents. Plaintiff further objects that this Request poses an incomplete hypothetical, preventing Plaintiff from providing a single definitive answer. Subject to and without waiving the foregoing objections, Plaintiff admits only that he may be willing to consider permitting a third party to use his asserted works for the purpose of training an artificial intelligence large language model, under certain circumstances not present in this case. Plaintiff otherwise denies Request No. 33.

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27	27	he Proposed Class
	Lead Case No. 3:23-cv-03417-VC 8	
	PLAINTIFF DAVID HENRY HWANG'S AMENDED RESP	
	SECOND SET OF REQUE	S1S FOR ADMISSION

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PLAINTIFF MATTHEW KLAM'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

REQUEST FOR ADMISSION NO. 33:

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

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Lead Case No. 3:23-cv-03417-VC

d: September 6, 2024	By: /s/ Bryan L. Clobes Bryan L. Clobes Joseph R. Saveri (State Bar No. 130064) Cadio Zirpoli (State Bar No. 179108) Christopher K.L. Young (State Bar No. 318371) Holden Benon (State Bar No. 325847) Aaron Cera (State Bar No. 351163) Margaux Poueymirou (State Bar No. 356000) JOSEPH SAVERI LAW FIRM, LLP 601 California Street, Suite 1505 San Francisco, California 94108 Telephone: (415) 500-6800 Facsimile: (415) 395-9940 Email: jsaveri@saverilawfirm.com czirpoli@saverilawfirm.com cyoung@saverilawfirm.com hbenon@saverilawfirm.com
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Lead Case No. 3:23-cv-03417-VC

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AMENDED RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. As narrowed by the parties, Plaintiff will construe "You" and "Your" to include Plaintiff individually, and her agents. Plaintiff further objects that this Request poses an incomplete hypothetical, preventing Plaintiff from providing a single definitive answer. Subject to and without waiving the foregoing objections, Plaintiff admits only that she may be willing to consider permitting a third party to use her asserted works for the purpose of training an artificial intelligence large language model, under certain circumstances not present in this case. Plaintiff otherwise denies Request No. 33.

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SECOND SET OF REQUESTS FOR ADMISSION

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Lead Case No. 3:23-cv-03417-VC

PLAINTIFF RACHEL LOUISE SNYDER'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

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Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

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Lead Case No. 3:23-cv-03417-VC

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26	5	Counsel for Individual and Representative Plaintiffs
27		and the Proposed Class
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	Lead Case No. 3:23-cv-03417-VC PLAINTIFF RACHEL LOUISE SNYDER'S AMEND	8 DED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S
	SECOND SET OF	REQUESTS FOR ADMISSION

1 2 3 4 5 6 7 8 9	Cadio Zirpoli (State Bar No. 179108) Christopher K.L. Young (State Bar No. 318371) Holden Benon (State Bar No. 325847) Aaron Cera (State Bar No. 351163) Margaux Poueymirou (State Bar No. 356000) JOSEPH SAVERI LAW FIRM, LLP 601 California Street, Suite 1505 San Francisco, California 94108 Telephone: (415) 500-6800 Facsimile: (415) 395-9940 Email: jsaveri@saverilawfirm.com czirpoli@saverilawfirm.com cyoung@saverilawfirm.com hbenon@saverilawfirm.com	Matthew Butterick (State Bar No. 250953) 1920 Hillhurst Avenue, 406 Los Angeles, CA 90027 Telephone: (323) 968-2632 Facsimile: (415) 395-9940 Email: mb@buttericklaw.com Bryan L. Clobes (pro hac vice) Alexander J. Sweatman (pro hac vice) Mohammed A. Rathur (pro hac vice anticipated) CAFFERTY CLOBES MERIWETHER & SPRENGEL LLP 135 South LaSalle Street, Suite 3210 Chicago, IL 60603 Telephone: (312) 782-4880 Email: bclobes@caffertyclobes.com
11	Plaintiffs and the Proposed Class [Additional counsel on signature page]	
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13	UNITED STATES D	ISTRICT COURT
14	NORTHERN DISTRIC	CT OF CALIFORNIA
15	SAN FRANCISO	CO DIVISION
15 16 17	Richard Kadrey, et al.,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663
16		Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S
16 17	Richard Kadrey, et al.,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET
16 17 18	Richard Kadrey, et al., Individual and Representative Plaintiffs,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT
16 17 18 19	Richard Kadrey, et al., Individual and Representative Plaintiffs, v.	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET
16 17 18 19 20	Richard Kadrey, et al., Individual and Representative Plaintiffs, v. Meta Platforms, Inc.,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET
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16 17 18 19 20 21 22 23 24 25 26	Richard Kadrey, et al., Individual and Representative Plaintiffs, v. Meta Platforms, Inc.,	Lead Case No. 3:23-cv-03417-VC Case No. 4:23-cv-06663 PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET

Lead Case No. 3:23-cv-03417-VC

PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

Lead Case No. 3:23-cv-03417-VC

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27		and the Proposed Class
-1		
	Lord Core No. 2:22 02417 MG	0
	Lead Case No. 3:23-cv-03417-VC PLAINTIFF JACQUELINE WOODSON'S	8 S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S

PLAINTIFF JACQUELINE WOODSON'S AMENDED RESPONSES TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION

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7	UNITED STATES DISTRICT COURT		
8	NORTHERN DISTRICT OF CALIFORNIA		
9	RICHARD KADREY, SARAH SILVERMAN,	Case No. 3:23-cv-03417-VC	
10	CHRISTOPHER GOLDEN, TA-NEHISI COATES, JUNOT DÍAZ, ANDREW SEAN	PLAINTIFF LYSA TERKEURST'S	
11	GREER, DAVID HENRY HWANG,	SUPPLEMENTAL RESPONSES AND	
12	MATTHEW KLAM, LAURA LIPPMAN, RACHEL LOUISE SNYDER, JACQUELINE	OBJECTIONS TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF	
13	WOODSON, AND LYSA TERKEURST,	REQUESTS FOR ADMISSION	
14	Individual and Representative Plaintiffs,		
15	V.		
16	META PLATFORMS, INC.; Defendant.		
17	Dejenduni.	I	
18	Plaintiff Lysa TerKeurst ("Plaintiff") hereby amends her responses to Defendant Meta		
19	Platforms, Inc.'s ("Defendant" or "Meta") Second Set of Requests for Admissions (the		
20	"Requests" or "RFAs").		
21	GENERAL OBJECTIONS		
22	Plaintiff generally objects to Defendant's definitions and instructions to the extent		
23	they purport to require Plaintiff to respond in any way beyond what is required by the Federal and		
24	local rules.		
25	2. Plaintiff objects to the Requests to the extent they seek information or materials		
26	that are protected from disclosure by attorney-client privilege, the work product doctrine, experi		
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	PLAINTIFF LYSA TERKEURST'S SUPPLEMENTAL RESPONSES AND OBJECTIONS TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION No. 3:23-cv-03417-VC		

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limited to the specific claims and defenses raised in this dispute. Plaintiff further objects to this Request because it is hypothetical and is not tied to the facts of the case. See, e.g., Buchanan v. Chi. Transit Auth., 2016 WL 7116591, at *5 (N.D. Ill. Dec. 7, 2016) ("Since requests to admit 'must be connected to the facts of the case, courts do not permit "hypothetical" questions within requests for admission.""); Fulhorst v. Un. Techs. Auto., Inc., 1997 WL 873548, at *3 (D. Del. Nov. 17, 1997) (denying request "asking Plaintiff to admit to infringement in the context of the hypothetical use of its device"); Fed. R. Civ. P. 36 advisory committee's note to 1946 amendment. There is no way for Plaintiff to know what her licensing opportunities would have been but for Meta's failure to compensate, let alone other LLM developers. Subject to and without waiving the foregoing objections, Plaintiff admits that Plaintiff is currently unaware of any documentary evidence that she has lost a specific licensing opportunity due to the infringement alleged in the COMPLAINT, but denies that her lack of awareness has any bearing on whether any licensing opportunities were lost due to the infringement alleged in the COMPLAINT or whether documentary evidence of the same exists.

REQUEST FOR ADMISSION NO. 33:

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR ASSERTED works for the purpose of training an artificial intelligence large language model.

RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. Plaintiff will construe the terms "You" and "Your" as referring to Plaintiff Lysa TerKeurst. Plaintiff further objects to the phrase "for a fee" as vague and ambiguous. Plaintiff further objects that Request No. 33 poses an incomplete hypothetical, making a single definitive answer impossible. Subject to and without waiving the foregoing objections, Plaintiff admits only that she may be willing to consider permitting a third party to use her asserted works for the purpose of training an artificial

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intelligence large language model, for a fee, under certain circumstances. Plaintiff otherwise denies Request No. 33.

SUPPLEMENTAL RESPONSE TO REQUEST NO. 33:

Plaintiff objects to the defined terms "You" and "Your" as vague and overbroad and calling for discovery that is irrelevant and/or disproportional to the needs of the case because, as defined, it includes any person asked, hired, retained, or contracted to assist Plaintiff. Plaintiff will construe the terms "You" and "Your" as referring to Plaintiff Lysa TerKeurst and her agent, Meredith Brock. Plaintiff further objects to the phrase "for a fee" as vague and ambiguous. Plaintiff further objects that Request No. 33 poses an incomplete hypothetical, making a single definitive answer impossible. Subject to and without waiving the foregoing objections, Plaintiff admits only that she may be willing to consider permitting a third party to use her asserted works for the purpose of training an artificial intelligence large language model, for a fee, under certain circumstances. Plaintiff otherwise denies Request No. 33.

Dated: September 12, 2024 By: /s/ James A. Ulwick Amy Keller (admitted pro hac vice) Nada Djordjevic (pro hac vice forthcoming) James A. Ulwick (admitted *pro hac vice*) 10 North Dearborn St., Sixth Floor Chicago, Illinois 60602 Tel.: (312) 214-7900 Email: akeller@dicellolevitt.com ndjordjevic@dicellolevitt.com julwick@dicellolevitt.com David A. Straite (admitted *pro hac vice*) 485 Lexington Avenue, Suite 1001 New York, NY 10017 Tel. (646) 933-1000 Email: dstraite@dicellolevitt.com Brian O'Mara

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PLAINTIFF LYSA TERKEURST'S SUPPLEMENTAL RESPONSES AND OBJECTIONS TO DEFENDANT META PLATFORMS, INC.'S SECOND SET OF REQUESTS FOR ADMISSION No. 3:23-cv-03417-VC

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21	Representative Plaintiffs and the Proposed Class		
22	UNITED STATES DISTRICT COURT		
23	NORTHERN DISTRICT OF CALIFORNIA		
24	SAN FRANCISCO DIVISION		
25			
26	RICHARD KADREY, et al.,	Case No. 3:23-cv-03417-VC	
27	Individual and Representative Plaintiffs,	PLAINTIFF CHRISTOPHER FARNSWORTH'S RESPONSES TO	
28	, 	DEFENDANT'S FIRST SET OF REQUESTS FOR ADMISSIONS	

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RESPONSE TO REQUEST FOR ADMISSION NO. 32

Plaintiff objects to the terms "contributed" and "literary content" are vague and unintelligible.

Subject to and without waiving these general and specific objections, will not respond to this Request, as it is unintelligible. If a response is deemed required, Plaintiff denies the Request on this same basis.

REQUEST FOR ADMISSION NO. 33:

Admit that YOU have never offered to license or sell any of YOUR ASSERTED WORKS for use in the training of an artificial intelligence large language model.

RESPONSE TO REQUEST FOR ADMISSION NO. 33:

Plaintiff objects that the term "artificial intelligence" is vague and ambiguous. Plaintiff further objects to this Request as duplicative in whole or in part of Requests Nos. 8–11.

Subject to and without waiving these general and specific objections, Plaintiff admits that neither Meta nor any other entity gathering training data for generative artificial intelligence has asked to license or purchase any of Plaintiff's Asserted Works, and so, further responding, Plaintiff admits Request for Production No. 33.

REQUEST FOR ADMISSION NO. 34:

Admit that YOUR publisher has the ability, on your behalf, to license YOUR ASSERTED WORKS to THIRD PARTIES.

RESPONSE TO REQUEST FOR ADMISSION NO. 34:

Plaintiff objects to this Request to the extent that Defendant has access to Plaintiff's publishing agreements and can review the publishing agreements for any such terms giving a publisher the ability to licensing Asserted Works to Third Parties.

Subject to and without waiving these general and specific objections, Plaintiff thus directs Defendant to the already produced publishing agreements. If a response is deemed required, Plaintiff denies the Request on this same basis.

REQUEST FOR ADMISSION NO. 35:

Admit that for a fee, YOU are willing to allow a THIRD PARTY to use YOUR

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ASSERTED works for the purpose of training an artificial intelligence large language model.

RESPONSE TO REQUEST FOR ADMISSION NO. 35:

Plaintiff further objects that the term "for a fee" is vague and ambiguous. Plaintiff further objects that this Request poses an incomplete hypothetical, making a single definitive answer impossible.

Subject to and without waiving these general and specific objections, Plaintiff admits only that he may be willing to consider permitting a Third Party to use his asserted works for the purpose of training an artificial intelligence large language model, for a fee, under certain circumstances. Plaintiff otherwise denies Request No. 33.

REQUEST FOR ADMISSION NO. 36:

Admit that portions of YOUR book entitled Blood Oath are available to read for free on Google Books.

RESPONSE TO REQUEST FOR ADMISSION NO. 36:

Plaintiff objects to this Request as improper and unduly burdensome because it seeks information beyond the scope of the parties' claims and defenses in this case, and falls outside of allowable discovery under Fed. R. Civ. P. 26(b)(1). Plaintiff further objects to this Request as an improper use of requests for admissions under Federal Rule 36 because it reflects an attempt by Meta to gather evidence regarding a new topic and non-defendant, rather than an effort to narrow the issues for trial. "The goal of Requests for Admission is to eliminate from the trial issues as to which there is no genuine dispute and, therefore, Requests for Admissions are not intended to be used as means of gathering evidence." Bovarie v. Schwarzenegger, No. 08CV1661 LAB NLS, 2011 WL 719206, at *6 (S.D. Cal. Feb. 22, 2011) (citing Google Inc. v. American Blind & Wallpaper Factory, Inc., 2006 WL 2578277 (N.D. Cal. Sept. 6, 2006)). To discover new information, parties must use other methods, like depositions, document requests, or interrogatories. See, e.g., Republic of Turkey v. Christie's, Inc., 326 F.R.D. 394, 399 (S.D.N.Y. 2018) (explaining that "[w]hile the basic purpose of discovery is to elicit facts and information and to obtain production of documents, Rule 36 was not designed for this purpose") (quoting 7 Moore's Federal Practice § 36.02[1]); Spectrum Dynamics Med. Ltd. V. Gen. Elec. Co.,

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REQUEST FOR ADMISSION NO. 81:

Admit that you are not aware of any agreements to assign rights in or to YOUR ASSERTED WORK(S) that have not already been produced in this ACTION.

RESPONSE TO REQUEST FOR ADMISSION NO. 81:

Plaintiff objects that the terms "any agreements" and "assign rights in or to" are vague and ambiguous. Plaintiff further objects to this Request as compound and ambiguous, because it includes the disjunctive phrase, "in or to." "[R]equests for admissions should not contain 'compound, conjunctive, or disjunctive ... statements." *James v. Maguire Corr. Facility*, No. C 10-1795 SI PR, 2012 WL 3939343, at *4 (N.D. Cal. Sept. 10, 2012) (*quoting U.S. ex rel. England v. Los Angeles County*, 235 F.R.D. 675, 684 (E.D. Cal. 2006)); *see also King v. Biter*, No. 115CV00414LJOSABPC, 2018 WL 339052, at *6 (E.D. Cal. Jan. 9, 2018).

Subject to and without waiving these general and specific objections, Plaintiff admits discovery is ongoing. Plaintiff further admits that Plaintiff has produced non-privileged documents in Plaintiff's possession, custody, or control, responsive to Meta's requests for production regarding licensing agreements for Plaintiff's Asserted Works. Plaintiff otherwise denies this Request.

Dated: November 18, 2024 Respectfully submitted,

LIEFF CABRASER HEIMANN & BERNSTEIN, LLP

By: /s/ Rachel Geman
Rachel Geman

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